

INDEX OF DOCUMENTS PRODUCED TO PLAINTIFFS

UPDATED AUGUST 19, 2021

BATES #	DOCUMENT	NOTES
February 18, 2021: Response to Plaintiffs' Request for Production Of Documents		
1 – 2	City of Wauwatosa Emergency Proclamation – 09/30/2020	Response to Request No. 1
3 – 17	Wauwatosa Police Department Civil Unrest Operational Plan (Redacted) – 10/06/2020 (Also received unredacted copy)	Response to Request No. 1
18 – 19	Wauwatosa Police Dept Special Response Team Civil Unrest REO (Rules of Engagement – Use of Force) – 09/24/2020	Response to Request No. 1
	<i>No Documents Produced</i>	<i>Response to Request No. 2</i>
20 – 25	Wauwatosa PD Call Detail Report for Incident #20.018531 (Redacted)	Response to Request No. 3
26 – 31	Wauwatosa PD Incident Report No. 20.018531 (Redacted)	Response to Request No. 3
32	Citation 1R8163XJRG issued to Kathryn Knowlton (10/10/2020)	Response to Request No. 3
33	Citation 1R8163XJRH issued to Dana Shepherd McCormick (10/10/2020)	Response to Request No. 3
34 – 39	Wauwatosa Mutual Aid Staff Tracking Form 10/07/2020	Response to Request No. 4
40 – 46	Wauwatosa Mutual Aid Staff Tracking Form 10/08/2020	Response to Request No. 4
47 – 54	Wauwatosa Mutual Aid Staff Tracking Form 10/09/2020	Response to Request No. 4
55 – 63	Wauwatosa Mutual Aid Staff Tracking Form 10/10/2020	Response to Request No. 4
64 – 73	Wauwatosa Mutual Aid Staff Tracking Form 10/11/2020	Response to Request No. 4
74 – 83	Wauwatosa Mutual Aid Staff Tracking Form 10/12/2020	Response to Request No. 4
84 – 85	Wauwatosa PD Mutual Aid Night Roster Memo to Vetter dated 09/30/2020	Response to Request No. 4
86 – 89	City of Wauwatosa Civil Unrest Activity Logs (ICS214) 10/07/2020 – 10/12/2020	Response to Request No. 4
90 – 93	Arrest List for DA Operation	Response to Request No. 5
94	Non-Curfew Arrests	Response to Request No. 5
95 – 160	Citations (Redacted) (66)	Response to Request No. 5
161 – 495	Wauwatosa Police Department Incident Reports: 1. 20-15199; 2. 20-15259; 3. 20-16561; 4. 20-18493; 5. 20-17988; 6. 20-18468; 7. 20-16217; 8. 20-17227; 9. 20-17926; 10. 20-18472; 11. 20-18413; 12. 20-18566; 13. 20-18482; 14. 20-18535; 15. 20-16413; 16. 20-16412; 17. 20-18531; 18. 20-18367; 19. 20-18657; 20. 20-17988; 21. 20-13276; and	Response to Request No. 5

	22. 20-16567 ** These reports, as well as all other Incident Reports from assisting agencies, were also produced to Motely by the Wauwatosa Police Department on January 7, 2021.	
496 (List of Videos Produced)	Videos – Body camera footage, squad camera, and interrogation footage created or maintained by the Wauwatosa PD. ** These videos, as well as videos from all assisting departments, were also previously produced on January 7, 2021 by WPD.	Response to Request No. 5

April 8, 2021: Supplemental Response to Plaintiffs' Request for Production of Documents

497	McBride Notes titled "State" – 09/17/2020 Regarding 09/17/2020 telephone conference between Mayor McBride, Governor Evers' Chief of Staff, Maggie Gau, WI National Guard Generals Paul Knapp and David O'Donohue, Chief Barry Weber, Captain Luke Vetter and City Administrator Archambo	Response to Request No. 1
498	McBride Notes titled "State" – 08/11/2020 Regarding 08/11/2020 telephone conference between Mayor McBride, Maggie Gau and General Paul Knapp	Response to Request No. 1
499	McBride Note titled "DA Announcement" – 09/17/2020 Regarding discussion with WPD command staff	Response to Request No. 1
500	Letter from Chief Weber to Mayor McBride – 09/10/2020	Response to Request No. 1
501 – 516	Various E-mail Exchanges between 09/17 and 09/30/2020 regarding the Emergency Proclamation and civil unrest (with Attachments)	Response to Request No. 1
	SEE Documents produced relating to Defendants Response to Request #1 and #7. (Defendants are in possession of the Milwaukee PD Investigative File into the officer-involved shooting of Alvin Cole and willing to produce subject to a Protective Order	Response to Request No. 2
517 – 518	Booking Photos – Knowlton	Response to Request No. 3
519 – 520	Booking Photos – McCormick	Response to Request No. 3
521 – 586	Booking Photos (Index of all booking photos produced is indicated in Excel Sheet attached as Exhibit A)	Response to Request No. 5
587 – 725 726 – 764 765 – 775	All Citations (Voided & Re-Issued) for Named Plaintiffs All Citations (Voided & Re-Issued) for Not Named Plaintiffs Voided Citations for Individuals Represented by Other Attorneys	Response to Request No. 5
776 – 827	Additional Wauwatosa Police Department Incident Reports 1. 20-016415 2. 20-016398 3. 20-018366 4. 20-016036 5. 20-018437 6. 20-14889 7. 20-16050	Response to Request No. 5
828 – 918	Text Messages: 1. Various text messages between Mayor McBride and Ald. Allison Byrne between August 14 and October 14, 2020; 2. Various text messages between Mayor McBride and Ald. Kathy Causier between August 26 and October 8, 2020; 3. Various text messages between Mayor McBride and Ald. Jason Kofroth between August 15 and October 12, 2020; 4. Text message thread between Mayor McBride, Ald. Jason Kofroth and Jim Archambo on September 14, 2020;	Response to Request No. 7

	<p>5. Various text messages between Mayor McBride and Ald. Meagan Holman O'Reilly between September 3 and October 14, 2020;</p> <p>6. Various text messages between Mayor McBride and Ald. Jason Wilke between September 2 and September 3, 2020;</p> <p>7. Various text messages between Mayor McBride and Ald. Ernst-Ulrich Franzen between August 16 and October 12;</p> <p>8. A text message from Mayor McBride to Governor Evers on October 9, 2020;</p> <p>9. Various text messages between Mayor McBride and County Supervisor Shawn Rolland September 3 and October 12, 2020;</p> <p>10. Various text messages between Mayor McBride and Maddie Gau on August 9, 2020;</p> <p>11. Various text messages between Mayor McBride and Maddie Zimmerman on August 4 and August 11, 2020;</p> <p>12. Various text messages between Mayor McBride and DA Chisholm on August 15, 2020;</p> <p>13. Various text messages between Mayor McBride and Wauwatosa school superintendent, Dr. Phil Ertl on September 27 and October 5, 2020;</p> <p>14. Various text messages between Mayor McBride and Captain Luke Vetter between September 17 and October 13;</p> <p>15. Various text messages between Mayor McBride and PFC Chairman Dominic Leone on October 12, 2020; and</p> <p>16. Text messages between Mayor McBride and Jim Paetsch on August 15, 2020.</p>	
919 920 – 921 922 923 – 1441	<p>City of Wauwatosa Common Council Agenda – 10/13/2020</p> <p>City of Wauwatosa Proclamation of Emergency</p> <p>Mayor McBride LTR to Common Counsel – 10/11/2020</p> <p>Common Council E-Mails (523 pages)</p>	Response to Request No. 7

Supplemental Productions of Documents

1442 – 1479	<p><u>04/19/2021</u> – Various Email Exchanges (with attachments) RE Emergency Declaration between Kesner, Vetter, and McBride (09/17/2020 – 09/30/2020)</p>	Response to Request No. 1
1930 – 1960	<p><u>05/28/2021</u> – Produced:</p> <ol style="list-style-type: none"> 1. Letter of 09/10/2020 2. Emails dated 09/17/2020 and 09/24/2020 3. Operational Plan dated 10/06/2020 4. News Print-out dated 07/22/2020 5. Proclamation of Emergency 6. Power Points (McBride) 	Documents/Exhibits Responsive to Weber Deposition Notice
2050 – 2051 (List of Squad Videos Produced) <i>Do not have duplicate copy of what was produced</i>	<p><u>06/09/2021</u> – Produced hard drive containing all remaining squad, booking room, and body camera footage, as well as additional and duplicative email correspondence to/from Wauwatosa Mayor Dennis McBride (approximately 779 e-mails) using search terms “Emergency Order”, “Curfew”, “Emergency Declaration”, Proclamation of Emergency” and “State of Emergency”; “The People’s Revolution”, People’s Revolution”, “TPR”, Protest”, “Protesting”, and “Police Presence in the City of Wauwatosa” for time period for time period 07/01/2020 – 12/12/2020</p>	Squad Videos 47 Clips – 25GB of Data

1480 – 1925	<u>06/22/2021</u> – Produced approximately 244 e-mails to/from the Wauwatosa Common Council C_PoliceFire@wauwatosa.net Produced Flash Drive containing all media that Wauwatosa PD Civilian Crime Analyst Dominick Ratkowski collected relating to the protest.	Response to Request No. 7
1961 – 1999	<u>06/23/2021</u> – Produced: 1. Proclamation of Emergency 2. E-Mail Confidential: Emergency Declaration 10/06/2020 3. Common Council Agenda dated 10/13/2020 4. E-Mail Fw: [External] Protest 10/11/2020 5. E-Mail Fw: [External] Clergy request 10/09/2020 6. E-Mail Fw: [External] Re: Wauwatosa curfew 10/09/2020 7. E-Mail Fw: [External] recent demonstrations 10/12/2020 8. Protester List 9. E-Mail Fw: [External] Wauwatosa Arrests 10/14/2020	Documents/Exhibits Responsive to McBride Deposition Notice
8003 – 8032	<u>06/23/2021</u> – Produced: 1. Protester List	Document/Exhibit Responsive to Ratkowski Deposition Notice
8207 – 14035	<u>07/09/2021</u> – Produced approximately 2,681 + attachments to/from the Wauwatosa Common Council, Including Mayor McBride using the search terms “Emergency Order”, “Curfew”, “Emergency Declaration”, Proclamation of Emergency” and “State of Emergency”; “The People’s Revolution”, People’s Revolution”, “TPR”, Protest”, “Protesting”, and “Police Presence in the City of Wauwatosa” for time period for time period 07/01/2020 – 12/12/2020	5,829 pages
1926 – 1929	<u>7/13/2021</u> – Produced hard copies of Text messages between Causier and Stippich on October 6, October 7, and October 10, 2020.	Document Responsive to Causier Deposition Notice
2049	<u>07/14/2021</u> – Provided copy of 07/14/2020 email to/from Captain Luke Vetter and Officer Shane R. Wrucke	
2000 – 2007	<u>07/23/2021</u> – Produced emails (2) from Mayor McBride’s personal email account.	Response to Request No. 1 & Documents Responsive to McBride Deposition Notice
2008 8033 – 8085	<u>07/26/2021</u> – Produced additional email (1) from Mayor McBride’s personal email account; and <u>Deposition Exhibits:</u> 1. Proclamation of Emergency 2. E-mail - CONFIDENTIAL: Emergency Declaration Tues, 10/06/2020 3. City of Wauwatosa Common Council Agenda, 10/13/2020 4. E-mail - Fw: [External] Protest, Sunday, 10/11/2020 5. E-mail - Fw: [External] Clergy request, Friday, 10/09/2020 6. E-mail - Fw:[External] Re: Wauwatosa Curfew, Friday, 10/09/2020 7. E-mail - [External] recent demonstrations, Monday, 10/12/2020 8. Protester List 9. E-mail - Fw:[External] Wauwatosa Arrests, Wednesday, 10/14/2020 10. E-mail - Fwd: Curfew Enforcement, Friday, 07/23/2021 11. E-mail - Proactive Recovery v. Reactive Destruction, 10/11/2020 12. E-mail - DA-Operational Update-CONFIDENTIAL, Th., 09/24/2020 13. Wauwatosa Police Department Supplemental Report 14. E-mail - Re: [External] It's Time, Thursday, 10/08/2020 15. E-mail - RE: Cost of Emergency Declaration, Friday, 11/06/2020 16. Handwritten Notes, August 11, 2020 17. Holly's Post 18. Wauwatosa Police Dept Inter-Office Correspondence, 11/16/2020	Response to Request No. 1 & Documents Responsive to McBride Deposition Notice

8086 – 8152	<u>07/26/2021</u> – Produced: 1. Protester List 2. Redacted Protester List 3. Wauwatosa Police Department Incident Report 4. Wisconsin Non-Traffic Citation 5. Wisconsin Non-Traffic Citation 6. Wisconsin Non-Traffic Citation 7. E-mail, 01/07/2021, Open Records Request Response	Documents/Exhibits Responsive to Roy Deposition Notice
2009 – 2029	<u>07/27/2021</u> – Produced 1. E-mail FW: Summary of DA response, Tuesday, July 27, 2021 2. Wauwatosa Police Dept Inter-Office Correspondence, 11/16/2020 3. State of WI, LESB - Use of Force Option Continuum 4. Summary of Operating Costs incurred During Emergency Declaration Period 5. E-mail FW: Special Meeting of the Common Council 10/13/2020, 07/27/2021 6. City of Wauwatosa October 11, 2020 7. E-mail FW: EOC operation, Tuesday, July 27, 2021 8. E-mail FW: Emergency Management, Tuesday, July 27, 2021 9. E-mail FW: Emergency Operations, Tuesday, July 27, 2021 10. E-mail: Emergency Operations, Tuesday, July 27, 2021 11. City of Wauwatosa Common Council Agenda, October 13, 2020	Documents Responsive to Archambo Deposition Notice
8153 – 8182	<u>07/27/2021</u> – Produced: 1. Protester List 2. E-mail – Updated Protester List, July 14 2020	Documents/Exhibits Responsive to Ratkowski Deposition Notice
2030 – 2033	<u>07/29/2021</u> – Produced Arrest List (unredacted), Daily Ops Summaries for October 7, 2020 – October 12, 2020 (redacted) and Rules of Engagement – Use of Force	Documents Responsive to Vetter Deposition Notice
2034 – 2048	Produced during Deposition: 1. Captain Vetter/Mayor McBride Text correspondence 2. Daily Op's October 7th, 2020 3. Wauwatosa Police Department Inter-Office Correspondence, 11/16/2020 4. E-mail 07/14/2020 RE: Mall case update 5. E-mail 10/19/2020 Subject:10/13 Special Session Support 6. Wauwatosa Police Department Officer Involved Shooting DA Announcement Civil Unrest Operational Plan (Redacted)	

July 26, 2021: Defendants' Response to Plaintiffs' First Request for Admissions and Interrogatories

14036 – 14069 | Redacted e-mails and Employee Roster

August 6, 2021: Supplemental Responses

2070 - 7288	HARD DRIVE – For Attorneys' Eyes Only 1. Drone Videos (10/7, 10/8, 10/9, 10/10, 10/11 and 10/12/2020) and two individual clips. 2. Emails from WPD (2,120) Unredacted	Produced in response to Court Order (Dkt. 41) 387GB of Data 468MB of Data (5,219 pages)
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August 17, 2021

1930 – 1964 8001 – 8002	Additional e-mails from Mayor McBride (personal e-mail: McBARRY1953)	
7289 – 8000	225 Emails from WPD	712 pages

August 18, 2021

8183 – 8194	Chemical Agent / Less Lethal Munition Deployment Log 10/07/2020 Chemical Agent / Less Lethal Munition Deployment Log 10/09/2020	Documents Responsive to Wrucke Deposition Notice
8195 8196 – 8206	Photograph from Protest WPD Incident Report No. 20-010388 (Unredacted)	Documents Responsive to Keck Deposition Notice

INDEX OF DEPOSITION TESTIMONY

Date	Deponent	Noticed By
May 13, 2021	Barry Weber	Plaintiffs
June 23, 2021	Mayor McBride	Plaintiffs
June 23, 2021	Dominick Ratkowski	Plaintiffs
July 13, 2021	Kathy Causier	Plaintiffs
July 13, 2021	Matt Stippich	Plaintiffs
July 13, 2021	Joel Tillerson	Plaintiffs
July 22, 2021	Heather Kuhl	Plaintiffs
July 26, 2021	Mayor McBride	Plaintiffs
July 26, 2021	Joseph Roy	Plaintiffs
July 27, 2021	James Archambo	Plaintiffs
July 27, 2021	Dominick Ratkowski	Plaintiffs
July 29, 2021	Luke Vetter	Plaintiffs
August 19, 2021	Martin Keck	Plaintiffs
August 20, 2021	Shane Wrucke	Plaintiffs